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May 21, 2003

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, D.C. 20554

Re: Petition for Rule Making
Goldthwaite, Texas

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of my Petition
for Rule Making for Goldthwaite, Texas.

Respectfully submitted,



Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele
(214) 443-9308 Fax

GoldCov

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MB 03-101

Before the
Federal Communications Commission
Washington, D.C. 20554

RECEIVED

MAY 21 2003

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
Amendment of 73.202 (b))
Table of Allotments)
FM Broadcast Stations)
(Goldthwaite, Texas))

MB Docket No. _____

To: John Karousos, Chief
Allocations Branch
Mass Media Bureau

PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 243A at Goldthwaite, Texas.

DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 243A to Goldthwaite, Texas as that community's first local aural transmission service. Goldthwaite, Texas is an incorporated community of 1,802 people.¹ Goldthwaite, Texas has its own mayor, Danny Hammon, its own post office, its own volunteer fire department, its own school system, its own city offices and a number of local churches. The proposed channel 243A will provide additional diversity and an outlet for local self-expression to Goldthwaite residents and therefore is in the public interest.

In order for Channel 243A to be allotted at Goldthwaite, Texas, one pending allotment will need to be replaced with an equal channel and the reference coordinates of one vacant allotment will need to be moved while still providing for complete city grade coverage over its city of license. The pending allotment of Evant, Texas

¹ According to the 2002/ 2003 Texas Almanac.

has the approval of the original proponent and only person to file an expression of interest in that proceedings. (See, Attachment A) The proposed changes are as follows:

	<u>Current</u>	<u>Proposed</u>
Goldthwaite, TX		243A
Evant, TX	243A	241A
Burnet, TX	240A	240A ²

Attached hereto is a channel study confirming that Channel 243A can be allocated to Goldthwaite, Texas consistent with the FCC's FM separation rules provided the necessary changes are made at Evant, Texas and Burnet, Texas. (See, Attachment B) See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992) Note: Channel 243C2 at Lago Vista was dismissed by Report & Order, DA 03-1533, released May 8, 2003. (See, Attachment C) Also note: KXYL/ Channel 245C1 at Brownwood, Texas filed for its license to cover for its CP site on March 21, 2003. (See, Attachment D)

Reference coordinates for Channel 243A at Goldthwaite, Texas are:

31 31 55 N
98 30 04 W

In order for Channel 243A to be allotted at Goldthwaite, Texas, the pending allotment for Channel 243A at Evant, Texas must be replaced by Channel 241A. Attached hereto is a channel study confirming that Channel 241A can be allocated to Evant, Texas consistent with the FCC's FM separation rules provided the necessary changes are made at Burnet, Texas. (See, Attachment E)

Reference coordinates for Channel 241A at Evant, Texas are:

31 28 10 N
98 06 46 W

In order for Channel 241A to fit at Evant, Texas, the reference coordinates for the vacant allotment for Channel 240A at Burnet, Texas must be moved. Attached hereto is a channel study confirming that the reference coordinates for

² The vacant allotment for Channel 240A/ Burnet will relocate its reference coordinates to: 30 50 08/ 98 18 09.

Channel 240A can be relocated consistent with the FCC's FM separation rules. (See, Attachment F)

The new reference coordinates for Channel 240A at Burnet are:

30 50 08 N
98 18 09 W

Should this petition be granted and Channel 243A be allotted to Goldthwaite, Texas, Petitioner will apply for Channel 243A, and after it is authorized, will promptly construct the new facility.

The factual information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,



Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele
(214) 443-9308 Fax

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17th Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, telecopier (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copier to Mr. Bechtel as well as Charles Crawford.

May 21, 2003

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Attachment A

(Statement of Channel 243A/ Evant, Texas proponent)

STATEMENT OF CHARLES CRAWFORD

My name is Charles Crawford and I am the original proponent and the only person to file an expression of interest in Channel 243A at Evant, Texas. Given that the proposed change of Channel 243A at Evant for Channel 241A will provide for a 1st service to a deserving community, I support the change.

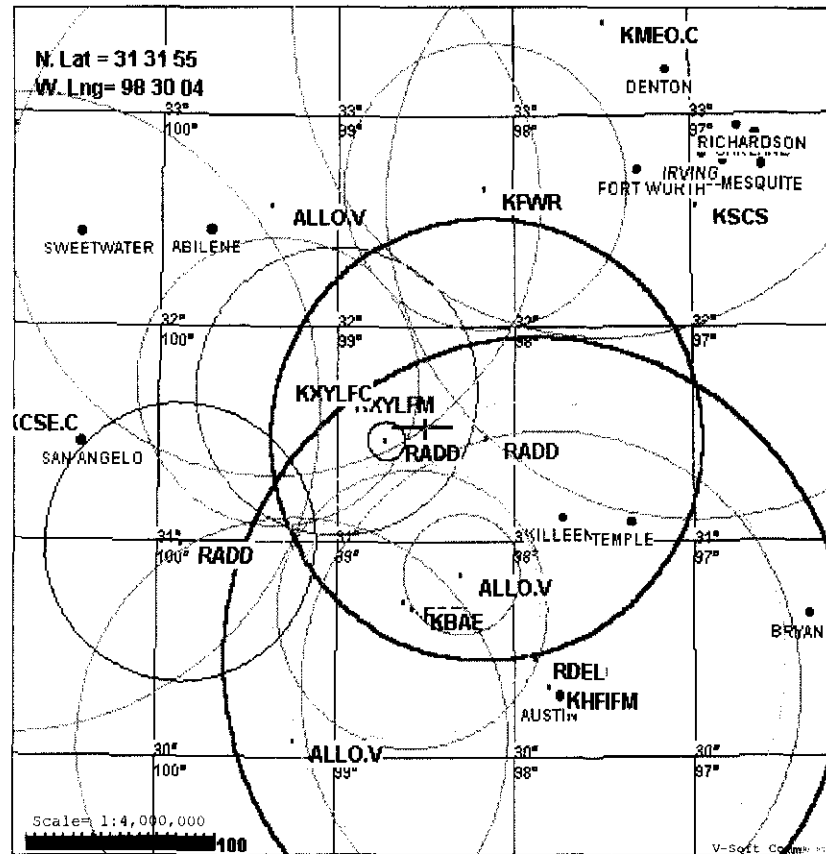
A handwritten signature in black ink, appearing to be 'Charles Crawford', written over a horizontal line.

Charles Crawford

Attachment B

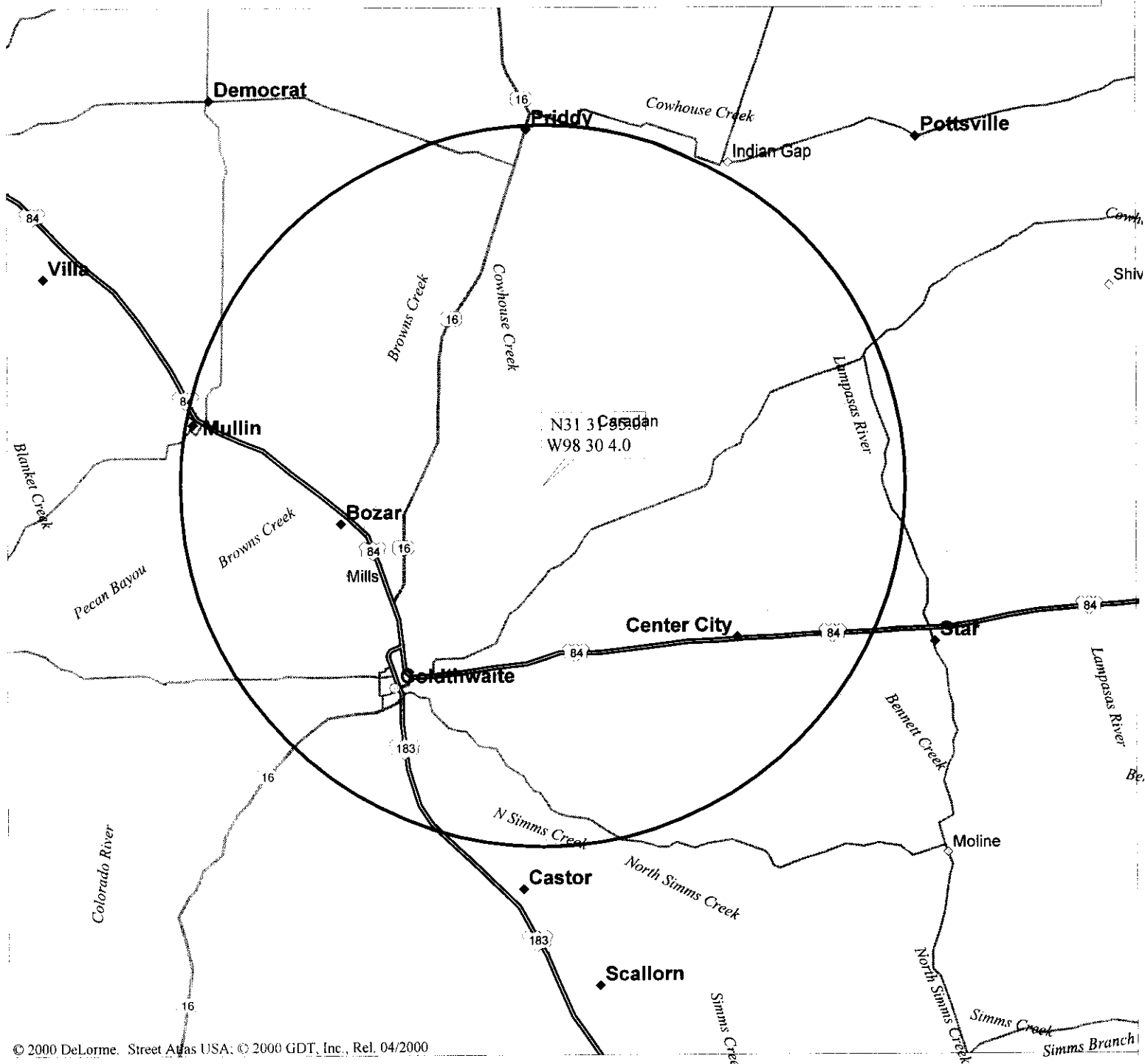
(Channel study for Channel 243A at Goldthwaite, Texas)

FM PROSP^(TM) LOCATE STUDY CH 243 A 96.5 MHz
Study



Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
RADD	243A	ADD	Evant	TX	33.31	99.5	115.0	-81.69
RADD	243C2	ADD	Lago Vista	TX	133.15	153.7	166.0	-32.85
RADD	243C2	ADD	Lago Vista	TX	133.15	153.7	166.0	-32.85
KXYLFM	245C1	LIC	Brownwood	TX	51.18	292.2	75.0	-23.82
RDEL	244C1	DEL	Georgetown	TX	133.15	153.7	133.0	0.15
ALLO.V	243C3	VAC	Baird	TX	142.47	325.4	142.0	0.47
KXYLFC	245C1	CP N	Brownwood	TX	82.44	287.2	75.0	7.44
RADD	297A	ADD	Goldthwaite	TX	21.72	253.0	10.0	11.72
RDEL	244C1	DEL	Georgetown	TX	149.89	153.4	133.0	16.89
KHFIFM	244C1	LIC	Georgetown	TX	149.89	153.4	133.0	16.89
RDEL	242A	DEL	Llano	TX	89.78	186.8	72.0	17.78
KSCS	242C	LIC	Fort Worth	TX	186.29	50.5	165.0	21.29
KBAE	242A	LIC-Z	Llano	TX	93.95	184.1	72.0	21.95
ALLO.V	240A	VAC	Burnet	TX	78.02	165.3	31.0	47.02
KFWR	240C1	LIC N	Mineral Wells	TX	129.51	14.1	75.0	54.51
KCSE	243C2	LIC	Sterling City	TX	222.65	272.5	166.0	56.65
KCSE.C	243C2	CP	Sterling City	TX	222.65	272.5	166.0	56.65
RDEL	243A	DEL	Ingram	TX	176.13	203.6	115.0	61.13
ALLO.V	243A	VAC	Ingram	TX	176.13	203.6	115.0	61.13
KMEO	244C	LIC	Flower Mound	TX	231.85	24.0	165.0	66.85
KMEO.C	244C	CP	Flower Mound	TX	231.85	24.0	165.0	66.85
RADD	242A	ADD	Menard	TX	143.12	245.7	72.0	71.12

Goldthwaite, TX CH 243A 3.16



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

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Scale 1:250,000 (at center)

5 Miles

5 KM

-  US Highway
-  Major Connector
-  State Route
-  County Seat
-  Small Town
-  Locale
-  Water
-  River/Canal

Intermittent River

Attachment C

(Report & Order for MM Docket No. 00-148)

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Amendment of Section 73.202(b),)	
Table of Allotments,)	MM Docket No. 00-148
FM Broadcast Stations.)	RM-9939
(Quanah, Archer City, Converse, Flatonia,)	RM-10198
Georgetown, Ingram, Keller, Knox City,)	
Lakeway, Lago Vista, Llano, McQueeney,)	
Nolanville, San Antonio, Seymour, Waco and)	
Wellington, Texas, and Ardmore, Durant,)	
Elk City, Healdton, Lawton and Purcell,)	
Oklahoma.)		

REPORT AND ORDER
(Proceeding Terminated)

Adopted: May 7, 2003

Released: May 8, 2003

By the Chief, Audio Division:

1. The Audio Division has before it a *Notice of Proposed Rule Making* in the captioned proceeding.¹ Nation Wide Radio Stations filed Comments and Reply Comments. First Broadcasting Company, L.P., Rawhide Radio, L.L.C., Next Media Licensing, Inc., Capstar TX Limited Partnership and Clear Channel Broadcast Licenses, Inc. ("Joint Parties") filed a Counterproposal and Reply Comments. Fritz Broadcasting Co., Inc. and M&M Broadcasters, Ltd. filed Joint Reply Comments. Elgin FM Limited Partnership and Charles Crawford ("Elgin-Crawford") jointly filed Reply Comments and Maurice Salsa filed Reply Comments.² For the reasons discussed below, we are dismissing both the initial proposal for Channel 233C3 at Quanah, Texas, and the Counterproposal.

Background

2. At the request of Nation Wide Radio Stations, the *Notice* in this proceeding proposed the allotment of Channel 233C3 to Quanah, Texas.³ In response to the *Notice*, the Joint Parties filed a Counterproposal involving twenty-two communities in Texas and Oklahoma. In one aspect of this Counterproposal, the Joint Parties propose the substitution of Channel 248C for Channel 248C2 at Durant, Oklahoma, reallocation of Channel 248C to Keller, Texas, and modification of the Station KLAJ license to specify operation on Channel 248C at Keller, Texas. In order to accommodate this allotment,

¹ 15 FCC Rcd 15809 (MM Bur. 2000).

² In this proceeding, Texas Grace Communications, Elgin FM Limited Partnership, Charles Crawford, Maurice Salsa, M&M Broadcasters, AM&FM Broadcasters and the Joint Parties have filed additional pleadings. In view of our action dismissing the Joint Parties Counterproposal, it will not be necessary to discuss these pleadings in the context of this *Report and Order* terminating this proceeding.

³ Nation Wide Radio Stations has withdrawn its expression of interest in this allotment. In accordance with Section 1.420(j) of the Rules, Nationwide Radio Stations states that neither it nor any of its principals have been paid or promised any consideration for the withdrawal of its expression of interest in the Quanah allotment.

the Joint Parties propose three channel substitutions. Included among those substitutions was the substitution of Channel 230C1 for Channel 248C1 at Archer City, Texas, and the modification of the Station KRZB permit to specify operation on Channel 230C1. On the basis of our own engineering review, Joint Reply Comments filed by Fritz Broadcasting Co., Inc. and M&M Broadcasters, Ltd., and Reply Comments filed by Maurice Salsa, the proposed transmitter site (33-36-58 and 98-51-42) for the Channel 230C1 allotment at Archer City is short-spaced to a prior-filed application filed by AM & FM Broadcasters, LLC, licensee of Station KICM, Channel 229C2, Krum, Texas, to upgrade to Channel 229C1 (File No. BMPH-20000725AAZ) (the "KICM Class C1 Application").

3. Counterproposals that are in conflict with a previously filed application can be considered if the counterproposal is amended to remove the conflict within 15 days from the date the counterproposal appears on public notice.⁴ The Note also requires a counterproponent to show that it could not have known by exercising due diligence of the pending conflicting FM application. The Joint Parties and AM & FM Broadcasters submitted Reply Comments addressing this issue. Under the agreement, AM & FM Broadcasters agrees to file an application to downgrade Station KICM to Channel 229C2 in the event its application is granted and the Counterproposal is adopted. Pursuant to the agreement, the Joint Parties would "compensate" AM & FM Broadcasters for the downgrade of Station KICM. On August 20, 2001, the staff granted the KICM Class C1 Application.

Discussion

4. We dismiss the Counterproposal because the proposed Archer City Channel 230C1 allotment is short-spaced to the KICM Class C1 construction permit. The Joint Parties have not shown that they could not have known about the then-conflicting KICM Application. Nor have the Joint Parties sought to amend their Counterproposal to protect the proposed Archer City Channel 230C1 allotment.

5. The Commission does not entertain a short-spaced allotment that is contingent on the grant of another application.⁵ This is precisely what the Joint Parties seek. The Archer City allotment is short-spaced to the KICM construction permit and contingent on the staff granting future applications by AM & FM Broadcasters for both a Class C2 construction permit and license. We reject Joint Parties argument that its downgrade proposal complies with the contingent application procedures set forth in Section 73.3517(e) of the Commission's Rules. Section 73.3517(e) permits the simultaneous acceptance of contingent *minor change applications*. It does not authorize the filing of contingent rulemaking petitions. Accordingly, the Counterproposal must be dismissed.

Alternative Proposals

6. The Joint Parties filed an alternative twelve-allotment proposal in anticipation of a staff determination that the Channel 230C1 Archer City allotment is impermissibly short-spaced to the KICM permit. We reject this alternative. A counterproposal must conflict with the proposal set forth in the *Notice*.⁶ In this instance, none of these proposals conflict with Nation Wide Radio Station's initial proposal for a Channel 233C3 allotment at Quanah. As such, we will not bifurcate the Counterproposal or otherwise consider any of these proposals in the context of this proceeding.⁷

⁴ See Note to Section 73.208 of the Rules; see also *Conflicts Between Applications and Petitions for Rule Making to Amend the FM Table of Allotments*, 8 FCC Rcd 4743 (1993).

⁵ See *Oxford and New Albany, Mississippi*, 3 FCC Rcd 615 (MM Bur. 1988), *recon.* 3 FCC Rcd 6626 (MM Bur. 1988); see also *Cut and Shoot, Texas*, 11 FCC Rcd 16383 (MM Bur. 1996).

⁶ See *Implementation of BC Docket No. 80-90 to Increase the Availability of FM Broadcast Assignments*, 5 FCC Rcd 931, n. 5 (1990).

⁷ See also *Broken Arrow and Bixby, Oklahoma, Coffeyville, Kansas*, 3 FCC Rcd 6507 (MM Bur. 1988).

7. In the event that its Counterproposal can not be favorably entertained, the Joint Parties advance two alternative proposals. The staff no longer entertains alternative proposals set forth in counterproposals.⁸ In any event, each of these alternatives fails to comply with our rules and procedures. The first proposal involves the proposal to reallocate Channel 248C to Keller, Texas, and modify the Station KLAK license to specify operation on Channel 248C at Keller. A Channel 248C allotment at Keller requires the substitution of Channel 230C1 at Archer City, and thus, cannot be considered. The second alternative only proposes the substitution of Channel 247C1 for Channel 248C at Waco, Texas, reallocation of Channel 247C1 to Lakeway, Texas, and modification of the Station KWTX license to specify operation on Channel 247C1 at Lakeway. The Joint Parties also proposed related channel substitutions necessary to accommodate this reallocation. However, none of these proposed channel substitutions conflict with the underlying Channel 233C3 allotment at Quanah, Texas, proposed in the *Notice*.

8. Accordingly, IT IS ORDERED, That the aforementioned proposal filed by Nation Wide Radio Stations for a Channel 233C3 allotment at Quanah, Texas, IS DISMISSED.

9. IT IS FURTHER ORDERED, That the aforementioned Counterproposal filed by the Joint Parties IS DISMISSED.

10. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

11. For further information concerning this proceeding, contact Robert Hayne, Media Bureau, (202) 418-2177.

FEDERAL COMMUNICATIONS COMMISSION

Peter H. Doyle
Chief, Audio Division
Media Bureau

⁸ See *Winslow, Camp Verde, Mayer and Sun City West, Arizona*, 16 FCC Rcd 9551 (MM Bur. 2001).

Attachment D

(FCC 302-FM, KXYL-FM's license to cover filed March 21, 2003)

Federal Communications Commission Washington, D.C. 20554		Approved by OMB 3060-0506 (June 2007)		FOR FCC USE ONLY	
FCC 302-FM					
APPLICATION FOR FM BROADCAST STATION LICENSE					
Read INSTRUCTIONS Before Filing Out Form					
				FOR COMMISSION USE ONLY FILE NO. BLH - 20030331ACS	

Section I - General Information

1. Legal Name of the Applicant WATTS COMMUNICATIONS, INC.		State or Country (if foreign address) TX		ZIP Code 76801 -	
Mailing Address 600 FISK AVENUE					
City BROWNWOOD					
Telephone Number (include area code) 9156460096		E-Mail Address (if available)			
FCC Registration Number: 0005015136		Call Sign KXYL-FM		Facility Identifier 71106	
Contact Representative (if other than Applicant) JAMES A. KOERNER, ESQ.		Firm or Company Name KOERNER & OLENDER, P.C.			
Telephone Number (include area code) 3014683336		E-Mail Address (if available) BKOFCCLA@EROLS.COM			
3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input checked="" type="checkbox"/> Governmental Entity <input type="checkbox"/> Noncommercial Educational Licensee/Permittee <input type="checkbox"/> Other					
4. Facility Information:					
a. <input checked="" type="checkbox"/> Commercial		<input type="checkbox"/> Noncommercial			
b. <input type="checkbox"/> Directional		<input checked="" type="checkbox"/> Nondirectional			
c. Community of License:					
City: BROWNWOOD		State: TX			
5. Program Test Authority:					
<input checked="" type="checkbox"/> Requesting program test authority.					
<input checked="" type="checkbox"/> Station operating pursuant to automatic program test authority (47 C.F.R. Section 73.1620(a)(1)).					
6. Purpose of Application:					
<input checked="" type="checkbox"/> Cover construction permit (list most recent construction permit file number -- starts with the prefix BPH, BMPH, BPED, or BMPED):		BPH-20010926AAG			
<input checked="" type="checkbox"/> Modify an authorized license (list license file number -- starts with the prefix BLH, BMLH, BLEED, or BMLED):					
<input checked="" type="checkbox"/> Amend a pending application		[Exhibit 1]			
If an amendment, submit as an Exhibit a listing by Section and Question Number the portions of the pending application that are being revised.					

NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

Section II - Legal and Financial

1.	Certification. Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No
2.	Licensee/Permittee certifies that all terms, conditions, and obligations set forth in the underlying construction permit have been fully met.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 2]
3.	Licensee/Permittee certifies that, apart from changes already reported, no cause or circumstance has arisen since the grant of the underlying construction permit which would result in any statement or representation contained in the construction permit application to be now incorrect.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 3]
4.	Character Issues. Applicant certifies that neither licensee/permittee nor any party to the application has or has had any interest in, or connection with: a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or b. any pending broadcast application in which character issues have been raised.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 4]
5.	Adverse Findings. Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 5]
6.	Anti-Drug Abuse Act Certification. Applicant certifies that neither licensee/permittee nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing PHIL WATTS	Typed or Printed Title of Person Signing PRESIDENT
Signature	Date 03/31/2003

SECTION III - PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my

knowledge and belief.

Name JAMES A. KOERNER		Relationship to Applicant (e.g., Consulting Engineer) ATTORNEY	
Signature		Date 03/31/2003	
Mailing Address 5809 NICHOLSON LANE SUITE 124			
City NORTH BETHESDA	State or Country (if foreign address) MD		Zip Code 20852 -
Telephone Number (include area code) 3014683336		E-Mail Address (if available) BKOFCCLAW@EROLS.COM	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Section III - Engineering			
TECHNICAL SPECIFICATIONS			
Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.			
TECH BOX			
1.	Channel: 245		
2.	a. Effective Radiated Power: 39 kW(H) 39 kW(V) b. Maximum Effective Radiated Power: kW(H) kW(V) (Beam-Tilt Antenna ONLY) <input checked="" type="checkbox"/> Not Applicable		
3.	Transmitter Power Output: 6.79 kW		
4.	Antenna Data		
	Manufacturer IAM	Model JMPC12	Number of Sections 12 Spacing Between Sections (wavelength) 1
NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.			
CERTIFICATION			
All applicants must complete this section.			
5.	Main Studio Location. The main studio location complies with 47 C.F.R. Section 73.1125.		<input checked="" type="radio"/> Yes <input type="radio"/> No

		See Explanation in [Exhibit 6]
6.	Transmitter Power Output. The operating transmitter power output produces the authorized effective radiated power.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 7]
APPLICATIONS FILED TO COVER A CONSTRUCTION PERMIT. Only applicants filing this application to cover a construction permit must complete the following section.		
NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.		
7.	Constructed Facility. The facility was constructed as authorized in the underlying construction permit or complies with 47 C.F.R. Section 73.1690.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 8]
8.	Special Operating Conditions. The facility was constructed in compliance with all special operating conditions, terms, and obligations described in the construction permit.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 9]
	An exhibit may be required. Review the underlying construction permit.	[Exhibit 10]
APPLICATIONS FILED PURSUANT TO 47 C.F.R. SECTIONS 73.1675(c) or 73.1690(c). Only applicants filing this application pursuant to 47 C.F.R. Sections 73.1675(c) or 73.1690(c) must complete the following section.		
9.	Changing transmitter power output. Is this application being filed to authorize a change in transmitter power output caused by the replacement of omnidirectional antenna with another omnidirectional antenna or an alteration of the transmission line system? See 47 C.F.R. Sections 73.1690(c)(1) and (c)(10).	<input type="radio"/> Yes <input type="radio"/> No
10.	Increasing effective radiated power. Is this application being filed to authorize an increase in ERP for a station operating in the nonreserved band (Channels 221-300)? See 47 C.F.R. Sections 73.1690(c)(4), (c)(5) and (c)(7).	<input type="radio"/> Yes <input type="radio"/> No
If "Yes" to the above, the applicant certifies the following:		
	a. Spacing Requirements. The increase in ERP was authorized pursuant to MM Docket 88-375 (Class A stations) OR the facility complies with the spacing requirements of 47 C.F.R. Section 73.207.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 11]
	b. International Coordination. The transmitter site is greater than 320 km from the Canadian or Mexican borders OR coordination for the station's international class is complete.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 12]
	c. Interference. The requirements of 47 C.F.R. Section 73.1030 regarding notification to radio astronomy installations, radio receiving installations and FCC monitoring stations have either been satisfied OR are not applicable.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 13]

	[Exhibit 14]
d. Multiple Ownership Showing. The increase in ERP will not require the consideration of a multiple ownership showing pursuant to 47 C.F.R. Section 73.3555.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 15]
e. Environmental Protection Act. The proposed facility is excluded from environmental processing under 47 C.F.R. Section 1.1306 (i.e., the facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine compliance through the use of the RF worksheets in Appendix A, an Exhibit is required.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 16]
By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.	
11. Increasing vertically polarized effective radiated power. Is this application being filed pursuant to 47 C.F.R. Section 73.1690(c)(4) to authorize an increase in the vertically polarized ERP for a station operating in the reserved band (Channels 200-220)? If "Yes" to the above, the applicant certifies the following:	<input type="radio"/> Yes <input type="radio"/> No
a. TV Channel 6 Protection Requirements. The facility complies with the spacing requirements of 47 C.F.R. Section 73.525(a)(1).	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 17]
b. Environmental Protection Act. The proposed facility is excluded from environmental processing under 47 C.F.R. Section 1.1306 (i.e., the facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine compliance through the use of the RF worksheets in Appendix A, an Exhibit is required.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 18]
By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.	
12. Decreasing effective radiated power (non-reserved channel). Is this application being filed pursuant to 47 C.F.R. Section 73.1690(c)(8) to authorize a decrease in the ERP for a station operating in the nonreserved band (Channels 221-300)? If "Yes" to the above, the applicant certifies the following:	<input type="radio"/> Yes <input type="radio"/> No
a. Community Coverage. The proposed facility complies with the community coverage requirements of 47 C.F.R. Section 73.315 where the distance to the 3.16 mV/m contour is predicted using the standard prediction method in 47 C.F.R. Section 73.313.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 19]
b. Auxiliary Facilities. The authorized or pending auxiliary facilities for this station comply with 47 C.F.R. Section 73.1675(a).	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 20]

	c. Multiple Ownership Showing The decrease in ERP is not requested or required to establish compliance with 47 C.F.R. Section 73.3555.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 21]
13.	Decreasing effective radiated power (reserved channel). Is this application being filed pursuant to 47 C.F.R. Section 73.1690(c)(8) to authorize a decrease in the ERP for a station operating in the reserved band (Channels 200-220)? If "Yes" to the above, the applicant certifies the following:	<input type="radio"/> Yes <input type="radio"/> No
	a. Community Coverage. The proposed facility complies with the community coverage requirements of 47 C.F.R. Section 73.1690(c)(8)(i) where the distance to the 1 mV/m contour is predicted using the standard prediction method in 47 C.F.R. Section 73.313.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 22]
	b. Auxiliary Facilities. The authorized or pending auxiliary facilities for this station comply with 47 C.F.R. Section 73.1675(a).	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 23]
14.	Replacing a directional antenna. Is this application being filed pursuant to 47 C.F.R. Section 73.1690(c)(2) to replace a directional antenna with another directional antenna? If "Yes" to the above, the applicant certifies the following:	<input type="radio"/> Yes <input type="radio"/> No
	a. Measurement of Directional Antenna. The composite measured pattern and measurement procedures comply with 47 C.F.R. Section 73.1690(c)(2). Exhibit required.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 24] [Exhibit 25]
	b. Installation of Directional Antenna. The installation of the directional antenna complies with 47 C.F.R. Section 73.1690(c)(2). Exhibit required.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 26] [Exhibit 27]
15.	Deleting contour protection status. Is this application being filed pursuant to 47 C.F.R. Section 73.1690(c)(6) to delete contour protection status (47 C.F.R. Section 73.215) for a station operating in the nonreserved band (Channels 221-300)? If "Yes" to the above, the applicant certifies that the facility complies with the spacing requirements of 47 C.F.R. Section 73.207.	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 28]
16.	Use a formerly licensed main facility as an auxiliary facility. Is this application being filed pursuant to 47 C.F.R. Section 73.1675(c)(1) to request authorization to use a formerly licensed main facility as an auxiliary facility and/or change the ERP of the proposed auxiliary facility? If "Yes" to the above, the applicant certifies the following:	<input type="radio"/> Yes <input type="radio"/> No

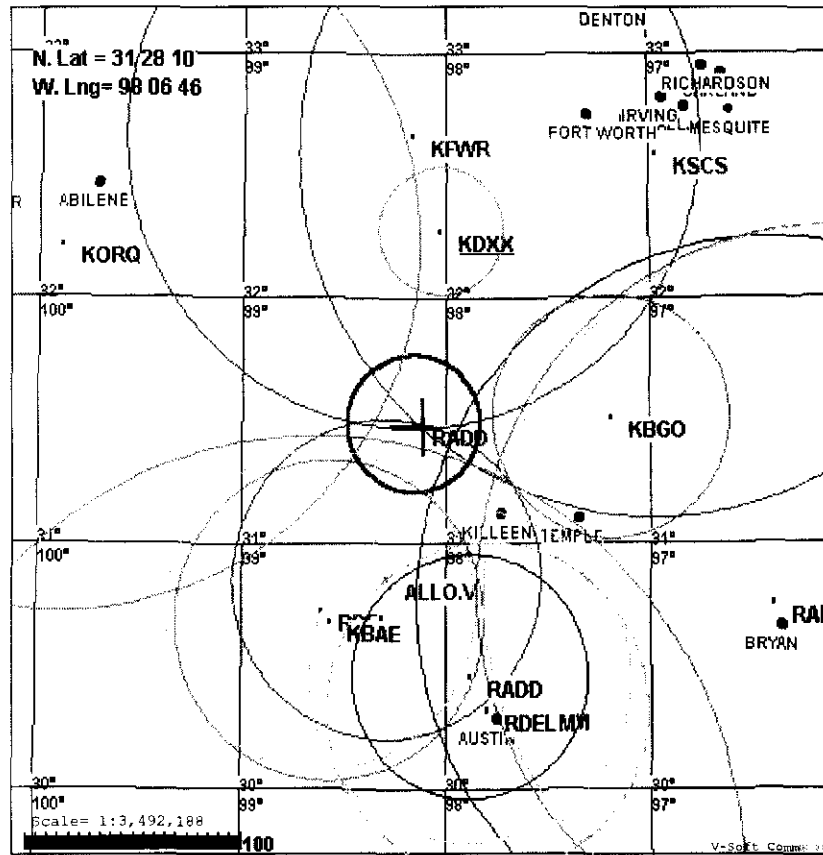
<p>a. Auxiliary antenna service area. The proposed auxiliary facility complies with 47 C.F.R. Section 73.1675(a).</p>	<p><input type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 29]</p>
<p>b. Environmental Protection Act. The proposed facility is excluded from environmental processing under 47 C.F.R. Section 1.1 306 (i.e., the facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine compliance through the use of the RF worksheets in Appendix A, an Exhibit is required.</p>	<p><input type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 30]</p>
<p>By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.</p>	
<p>17. Change the license status. Is this application being filed pursuant to 47 C.F.R. Section 73.1690(c)(9) to change the license status from commercial to noncommercial or from noncommercial to commercial?</p>	<p><input type="radio"/> Yes <input type="radio"/> No</p>
<p>If "Yes" to the above, submit an exhibit providing full particulars. For applications changing license status from commercial to noncommercial, include Section II of FCC Form 340 as an exhibit to this application.</p>	<p>[Exhibit 31]</p>
<p>PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.</p>	

Exhibits

Attachment E

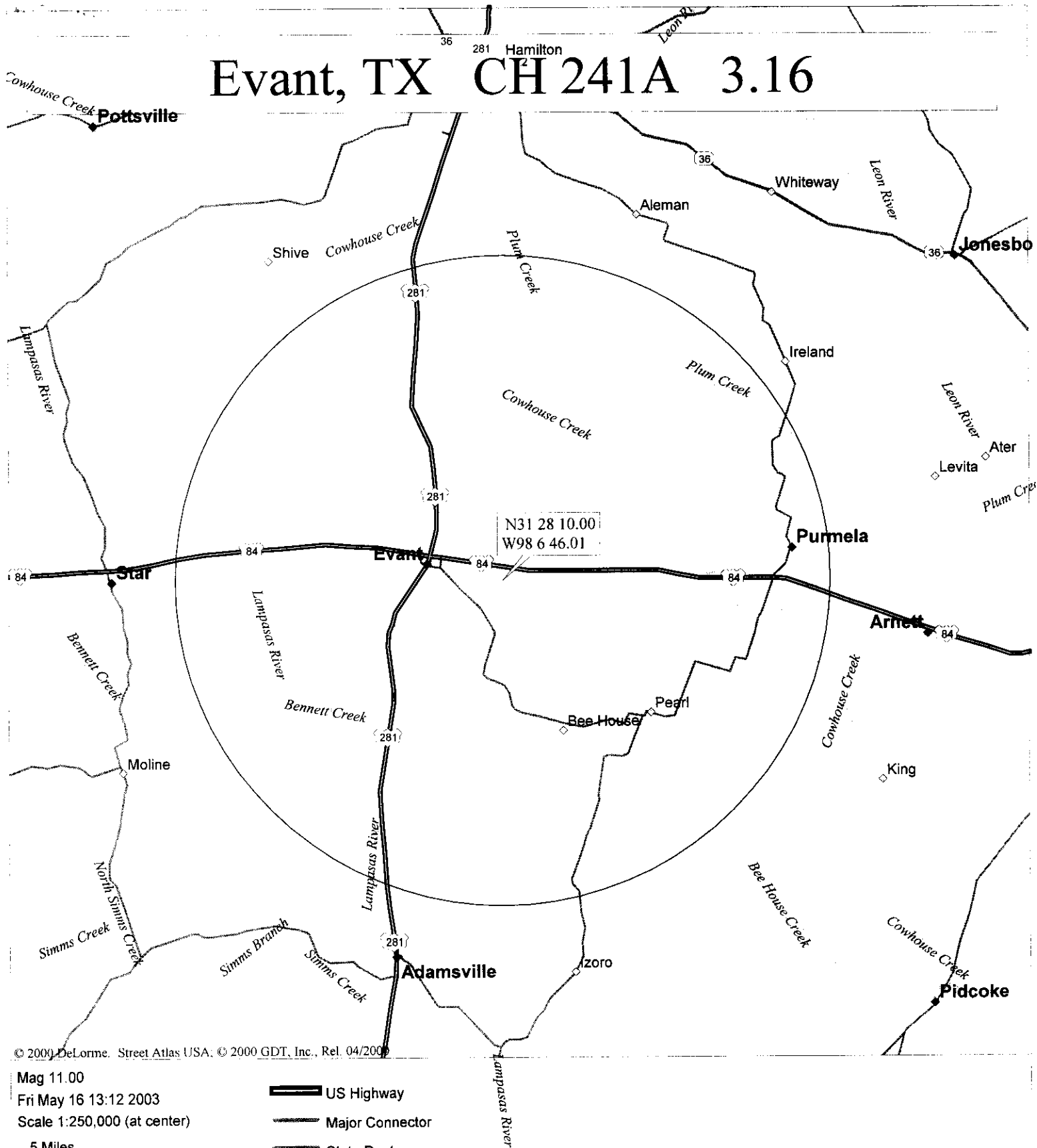
(Channel study for Channel 241A at Evant)

FM PROSP^(TM) LOCATE STUDY CH 241 A 96.1 MHz
Study



Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
RADD	243A	ADD	Evant	TX	4.28	289.4	31.0	-26.72
ALLO.V	240A	VAC	Burnet	TX	70.65	194.1	72.0	-1.35
KFWR	240C1	LIC N	Mineral Wells	TX	132.53	358.0	133.0	-0.47
KSCS	242C	LIC	Fort Worth	TX	164.61	40.7	165.0	-0.39
KXXM	241C1	LIC	San Antonio	TX	209.52	193.8	200.0	9.52
RADD	241C2	ADD	College Station	TX	180.68	115.6	166.0	14.68
KORQ	241C2	LIC	Winters	TX	187.37	296.7	166.0	21.37
RDEL	242A	DEL	Llano	TX	95.02	210.1	72.0	23.02
KBAE	242A	LIC-Z	Llano	TX	97.18	206.8	72.0	25.18
KBGO	239C2	LIC N	Waco	TX	87.32	86.5	55.0	32.32
KAGG	241C2	LIC	Madisonville	TX	204.31	110.9	166.0	38.31
RDEL	244C1	DEL	Georgetown	TX	114.57	169.0	75.0	39.57
RDEL	241C2	DEL	Madisonville	TX	207.37	110.5	166.0	41.37
KKMJFM	238C1	LIC	Austin	TX	130.58	166.7	75.0	55.58
KHFIFM	244C1	LIC	Georgetown	TX	130.64	166.8	75.0	55.64
RDEL	244C1	DEL	Georgetown	TX	130.64	166.8	75.0	55.64
RADD	243C2	ADD	Lago Vista	TX	114.57	169.0	55.0	59.57
RADD	243C2	ADD	Lago Vista	TX	114.57	169.0	55.0	59.57
KDXX	294C*	LIC	Granbury	TX	89.76	5.4	29.0	60.76

Evant, TX CH 241A 3.16



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Fri May 16 13:12 2003

Scale 1:250,000 (at center)

5 Miles

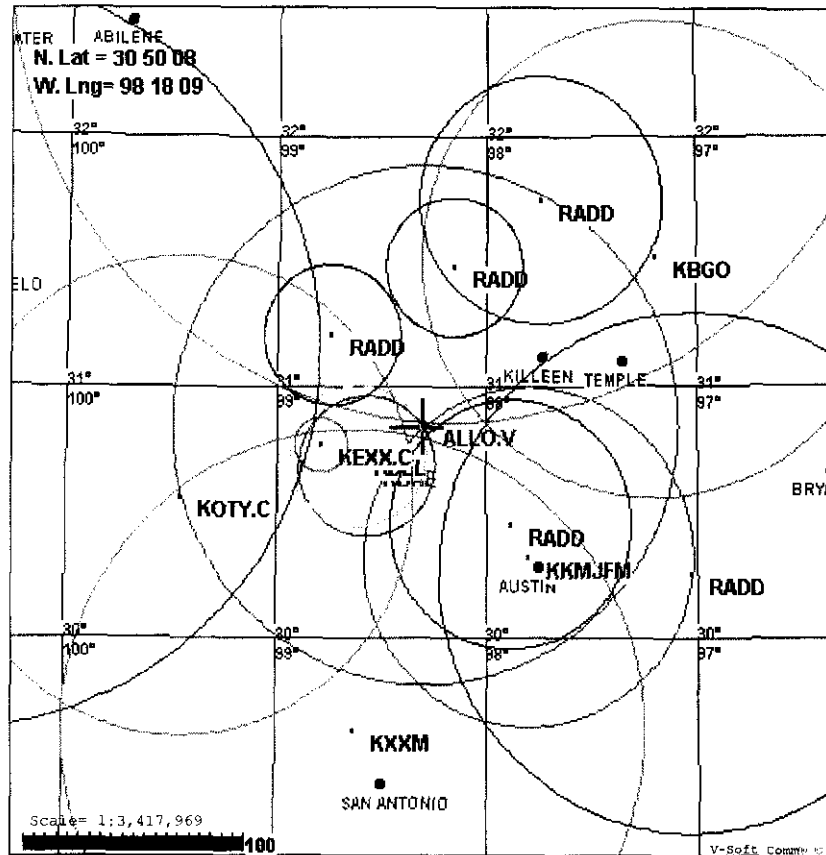
5 KM

- US Highway
- Major Connector
- State Route
- Small Town
- Locale
- Water
- River/Canal
- Intermittent River

Attachment F

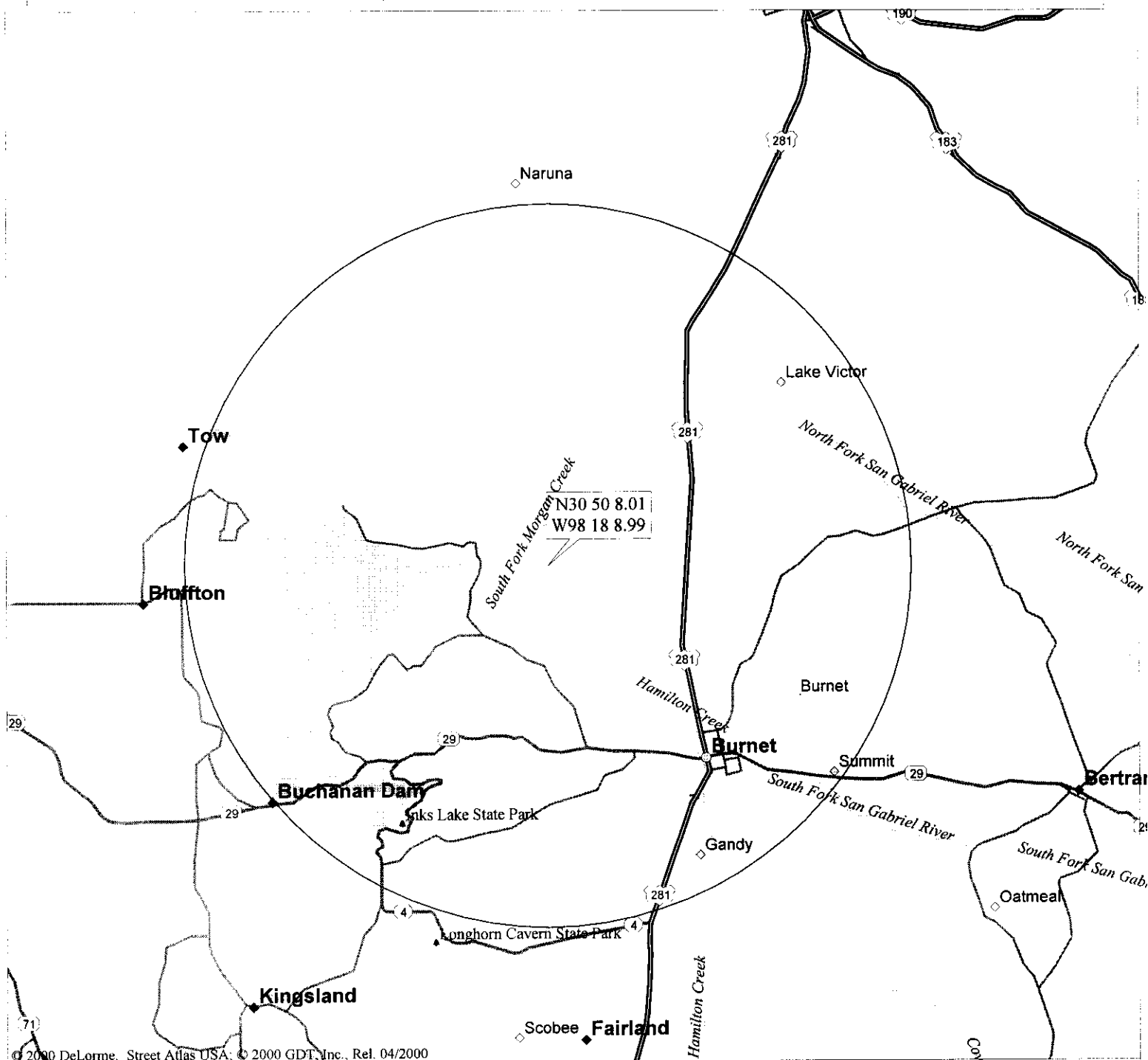
(Channel study for Channel 240A/ Burnet at new reference
coordiantes)

FM PROSP^(TM) LOCATE STUDY CH 240 A 95.9 MHz
Study



Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
ALLO.V	240A	VAC	Burnet	TX	1.97	27.1	115.0	-113.03
KKMJFM	238C1	LIC	Austin	TX	74.54	139.7	75.0	-0.46
KBAE	242A	LIC-2	Llano	TX	30.56	237.2	31.0	-0.44
RDEL	242A	DEL	Llano	TX	31.94	248.0	31.0	0.94
KFWR	240C1	LIC N	Mineral Wells	TX	203.15	3.7	200.0	3.15
RADD	243C2	ADD	Lago Vista	TX	58.21	136.5	55.0	3.21
RADD	243C2	ADD	Lago Vista	TX	58.21	136.5	55.0	3.21
KXXM	241C1	LIC	San Antonio	TX	136.96	193.3	133.0	3.96
RDEL	239C2	DEL	Mason	TX	114.30	255.0	106.0	8.30
KOTY.C	239C2	CP	Mason	TX	114.30	255.0	106.0	8.30
RADD	240A	ADD	Giddings	TX	138.16	117.3	115.0	23.16
KBGO	239C2	LIC N	Waco	TX	129.62	54.1	106.0	23.62
RADD	237A	ADD	San Saba	TX	58.58	314.9	31.0	27.58
KEXX.C	293C3	CP	Llano	TX	47.07	261.5	12.0	35.07
RADD	243A	ADD	Evant	TX	73.06	11.0	31.0	42.06
RADD	240C2	ADD	Mertzson	TX	215.70	279.0	166.0	49.70
RADD	237C2	ADD	Valley Mills	TX	114.33	27.5	55.0	59.33

Burnet, TX CH 240A 3.16



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Mag 11.00

Fri May 16 13:20 2003

Scale 1:250,000 (at center)

5 Miles

5 KM

- | | | | |
|--|------------------|--|--------------------|
| | US Highway | | Water |
| | Major Connector | | River/Canal |
| | State Route | | Intermittent River |
| | County Seat | | |
| | Small Town | | |
| | Park/Reservation | | |
| | Locale | | |
| | Land | | |